

1 [COUNSEL LISTED ON SIGNATURE PAGE]

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
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11 NATIONAL ABORTION FEDERATION (NAF),

12 Plaintiff,

13 v.

14 THE CENTER FOR MEDICAL PROGRESS,
15 BIOMAX PROCUREMENT SERVICES LLC,
16 DAVID DALEIDEN (aka "ROBERT SARKIS"),
17 and TROY NEWMAN,

18 Defendants.
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Case No. 3:15-cv-3522-WHO

Judge: Hon. William H. Orrick, III

**STIPULATION AND ORDER
REGARDING BRIEFING
SCHEDULE FOR MOTION TO
DISSOLVE OR MODIFY THE
PRELIMINARY INJUNCTION,
AND MOTION FOR
CLARIFICATION**

Date Action Filed: July 31, 2015
Trial Date: TBD

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1 including: (1) August 6, 2015: order granting stipulated modification of the briefing and hearing
2 schedule on Plaintiff's motion for preliminary injunction (Dkt. No. 34); (2) August 20, 2015:
3 order granting stipulated modification of the briefing schedule on Defendants' Motion to Clarify
4 Temporary Restraining Order As It Relates to Nucatola Transcript (Dkt. No. 76); (3) August 25,
5 2015: order granting stipulated modification of briefing schedule regarding whether a corporate
6 entity may invoke the Fifth Amendment privilege (Dkt. No. 84); (4) November 10, 2015: order
7 granting stipulated modification of briefing schedule regarding Response to the Motion
8 Preliminary Injunction (Dkt. No. 214); (5) November 13, 2015: order clarifying filing deadline
9 for responsive pleading (Dkt. No. 224); (6) November 20, 2015: order granting stipulated
10 modification of briefing schedule (Dkt. No. 241); (7) November 25, 2015: order granting
11 stipulated request to extend NAF's deadline to challenge state subpoenas (Dkt. No. 253); (8)
12 December 17, 2016: order granting stipulated request to extend NAF's deadline to challenge state
13 subpoenas (Dkt. No. 302); (9) January 12, 2016: order granting stipulated request to extend
14 NAF's deadline to challenge state subpoenas (Dkt. No. 326); (10) January 22, 2016: order
15 granting Defendants' modification of briefing schedule regarding Motion to Modify TRO (Dkt.
16 No. 343); (11) February 22, 2016: order granting stipulated request to stay trial court proceedings
17 pending Defendants' appeal of preliminary injunction order (Dkt. No. 358); (12) March 2, 2016:
18 order granting stipulated request to extend NAF's deadline to challenge state subpoenas (Dkt. No.
19 360); (13) April 6, 2016: order granting stipulated request to extend NAF's deadline to challenge
20 state subpoenas (Dkt. No. 365); (14) April 19, 2016: order granting stipulated request to extend
21 NAF's deadline to challenge state subpoenas (Dkt. No. 370); (15) May 23, 2016: order on
22 stipulated request to extend NAF's deadline to challenge state subpoenas (Dkt. No. 374); (16)
23 June 15, 2016: order granting stipulated request to extend deadline to challenge state subpoenas
24 (Dkt. No. 378); (17) March 28, 2017: order granting stipulated request to extend deadline to
25 challenge state subpoenas (Dkt. No. 399); (18) May 31, 2017: order granting stipulated request
26 for modification of briefing schedule regarding Order to Show Cause re Contempt (Dkt. No.
27 414); (19) June 6, 2017: order granting Defendants' request for modification of briefing schedule
28 regarding Defendants' response to OSC (Dkt. No. 427); (20) June 9, 2017: order granting

respondents' request for further extension of time to file reply to OSC (Dkt. No. 436); (21) May 3, 2018: order granting stipulated request to extend NAF's Deadline to Challenge State Subpoenas (Dkt. No. 532).

NOW THEREFORE, IT IS HEREBY STIPULATED and agreed to by and between the parties, subject to the approval of the Court, that:

1. NAF may file its Opposition to Defendants' Motion to Dissolve or Modify the Preliminary Injunction, and Motion for Clarification on or before September 17, 2018;

2. Defendants may file their Reply in Support of Defendants' Motion to Dissolve or Modify the Preliminary Injunction, and Motion for Clarification on or before September 24, 2018;

3. The hearing on Defendants' Motion to Dissolve or Modify the Preliminary Injunction, and Motion for Clarification will be heard on October 3, 2018 at 2:00 p.m.

Dated: August 20, 2018

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By:



*Attorneys for Plaintiff NATIONAL
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Signature continue on next page.

1 Dated: August 21, 2018

By: /s/ Jeffrey M. Trissell
Jeffrey M. Trissell

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17 *Attorneys for Defendants,*
18 *The Center for Medical Progress, Biomax*
19 *Procurement Services LLP, David Daleiden*
20 *(aka "Robert Sarkis")*
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ATTESTATION OF E-FILED SIGNATURE

I, Derek Foran, am the ECF user whose ID and password are being used to file this
STIPULATION REGARDING FILING OF AMENDED PLEADING. In compliance with
General Order 45, X.B., I hereby attest that Freedom of Conscience Defense Fund, counsel for
Defendants, The Center for Medical Progress, Biomax Procurement Services LLP, and David
Daleiden (aka "Robert Sarkis") concurs in this filing.

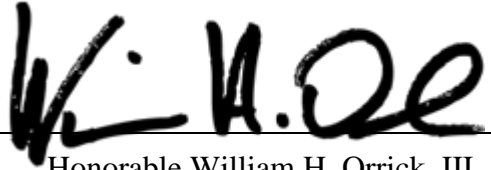
Dated: August 21, 2018

/s/ Derek Foran
DEREK F. FORAN

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 22, 2018


Honorable William H. Orrick, III
United States District Court